

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
EASTERN DIVISION**

JOHN BARNHARDT, et al.

PLAINTIFFS

and

UNITED STATES OF AMERICA

PLAINTIFF-INTERVENOR

v.

CIVIL ACTION NO. 1300(E)

**MERIDIAN MUNICIPAL SEPARATE
SCHOOL DISTRICT, et al.**

DEFENDANTS

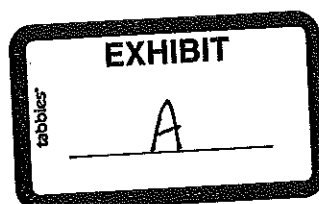
Protective Order

Before the Court is the motion of the Defendant Meridian Municipal Separate School District, now known as Meridian Public School District ("District") for a protective order. The Court, having been informed of the facts, determines the motion is well taken and issues the following Protective Order:

1. By Order of August 10, 2011, this Court granted the United States' motion to compel discovery, ordering the Defendant District to respond to discovery requests by the United States in this case. The District responded to the requests on September 12, 2011, by producing documents Bates Nos. MSD 000001-031904, 033957-035557, and 035558-036128 which contain student names or other personal student identifiers.

2. All students names and other personal identifiers in these documents shall be deemed "confidential information." The confidential portions of the documents shall be kept confidential, secure, and used solely for purpose of this litigation and no other purpose.

3. Such confidential information shall be made available only to "Qualified Persons" who shall read this Order. Neither the parties, their counsel, nor any other person with access



may disclose confidential information subject to this Protective Order to anyone who is not a "Qualified Person." "Qualified Persons" means (a) counsel for parties, their partners, associates, and employees who actually are assisting in the litigation; (b) the parties and their employees; (c) experts hired to assist the parties in the litigation; and (d) the Court and officers of the Court.

4. If confidential information is used in deposition or as deposition exhibits, the such portions of the deposition testimony and exhibits shall be marked as confidential and sealed if the District makes a statement to that effect on the record and/or by advising the court reporter with fifteen days of the conclusion of the deposition.

5. If the parties intend to file with, submit to, or use in hearings or trial before this Court, the confidential information shall be submitted under seal, redacted to remove the confidential information, or handled as agreed upon by the parties upon approval of the Cort.

6. Any violation of the terms of this Protective Order may subject the violator to sanctions as determined appropriate and ordered by the Court.

7. The terms of this Order shall survive any final disposition of this case, absent further Order of the Court, or written agreement of the parties hereto.

8. No modification or amendment of this Protective Order is permitted except by Order of this Court or by writing signed by counsel for the parties and approved by the Court.

SO ORDERED AND ADJUDGED this the ____ day of _____, 2011.

UNITED STATES DISTRICT JUDGE

Submitted By:

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